GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public services - Departmental Proceedings against Sri Sk. Mardan Ali, Superintending Engineer, Rural Water Supply & Sanitation Department, Ongole under the provisions of Rule 20 of AP Civil Services(CCA) Rules, 1991 - Articles of Charge - Issued

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PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.VI) DEPARTMENT

G.O.Rt.No.111 **Date : 05/02/2024**

Read the following:-

From the ENC, RWS&S Letter No.Vig(III)/RWS&S/2397/LOK/2023, dt:21.08.2023.

Order :-

It is proposed to hold an inquiry against Sri Sk.Mardan Ali, Superintending Engineer, Rural Water Supply & Sanitation Department, Ongole in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (CCA) Rules, 1991.

2. The substance of the imputations of misconduct or mis-behaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I). A statement of the imputations of misconduct or mis-behaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri Sk. Mardan Ali, Superintending Engineer, Rural Water Supply & Sanitation Department, Ongole is directed to submit within 10 days of the receipt of this Memorandum a written statement of his defense and also to state whether he desires to be heard in person.

4. He is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore specifically admit or deny each article of charge.

5. Sri Sk. Mardan Ali, Superintending Engineer, Rural Water Supply & Sanitation Department, Ongole is further informed that if he does not submit his written statement of defense on or before the date specified in para 3 above, or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with tne provisions of Rules 20 of the Andhra Pradesh Civil Services (CCA) Rules, 1991, or the orders/ directions issued in pursuance of the said rules, the inquiring authority may hold the inquiry against him exparte, based on the material available on record.

6 Attention of Sri Sk. Mardan Ali, Superintending Engineer, RWS&S, Ongole is invited to Rule 24 of the A.P. Civil Services (Conduct) Rules 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from any person in respect of any matter dealt within these Proceedings, it will be presumed that Sri Sk. Mardan Ali, Superintending Engineer, RWS&S, Ongole is aware

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of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the A.P. Civil Services (Conduct) Rules, 1964.

7. The receipt of the proceedings shall be acknowledged along with Annexure-I, II, III & IV.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri Sk. Mardan Ali, Superintending Engineer, RWS&S, Ongole through the Engineer-in-Chief, Rural Water Supply & Sanitation Department.(w.e) (with a request to serve the Charged Officer with dated acknowledgement and send the same for record).
The Engineer-in- Chief, Rural Water Supply & Sanitation Department, Vijayawada (with a request to serve the Charged Officer with dated acknowledgement and send the same for record).

Copy to:
The Deputy Registrar, Hon'ble Lokayukta, Kurnool.
The Secretary to Vigilance Commission, APVC, Velagapudi.

// FORWARDED :: BY ORDER //

SECTION OFFICER

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ANNEXURE – I

STATEMENT SHOWING THE ARTICLES OF CHARGE FRAMED AGAINST SRI SK.MARDAN ALI, SUPERINTENDING ENGINEER, RWS&S, ONGOLE OF PRAKASAM DISTRICT

CHARGE:-

That Sri Sk. Mardan Ali, the Superintending Engineer, Rural Water Supply & Sanitation Department, Ongole has failed to initiate action to process the file to enter into agreement with Contractor by the Chief Executive Officer, ZPP, Ongole or to call for tender afresh duly taking action on the default tenderer who did not come to enter into agreement till now and continuing the O&M with previous agency for the work "Operation and Maintenance of CPWS Scheme to Medarametla and other habitations of Prakasam District for the Financial year 2022-23". There by an amount of Rs.67,00,345.00 loss to Government exchequer.

B RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER

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ANNEXURE-II

STATEMENT OF THE IMPUTATION OF MISCONDUCT OR MIS-BEHAVIOUR IN SUPPORT OF EACH ARTICLES OF CHARGE FRAMED AGAINST SRI SK.MARDAN ALI, SUPERINTENDING ENGINEER, RWS&S, ONGOLE OF PRAKASAM DISTRICT

BASIS :-

As per the Deputy Registrar, Institution of Lokayukta of AP, Kurnool of Prakasam District vide Lr Dis No.2397/2022/B1, dt:09.01.2023, in their directions, the Lokayukta has directed the Engineer-in-Chief, Rural Water Supply & Sanitation Department, AP, Vijayawada to take appropriate action. The Engineer-in-Chief, Rural Water Supply & Sanitation Department, AP, Vijayawada Lr.No.AEE/DEE/ Allegations/AVR/2023, dt:10.03.2023 has submitted a detailed report to the Government on the Confidential Probe on the Complaint filed by Sri Emani Srinivasu Reddy, Prakasam District. In his enquiry report the Engineer-in-Chief, Rural Water Supply & Sanitation Department, AP, Vijayawada reported that 1) The Chief Executive Officer, ZPP, Prakasam and the Superintending Engineer, RWS&S, Ongole has simply dragged on the situation without taking firm action in concluding the agreement with M/s Velko Infratech Projects Private Limited, Vijayawada. 2) Even now there are no directions from Hon'ble High Court to stop entering into agreement with Awardee contractor M/s Velko Infratech Projects Private Limited, Vijayawada. 3) The Superintending Engineer, RWS&S, Ongole/ Chief Executive Officer, ZPP, Ongole had not taken any initiation either to enter into agreement with M/s Velko Infratech Projects Private Limited, Vijayawada or to call for tender afresh duly taking action on the default tenderer who did not come to enter into agreement till now and continuing the O&M with previous agency as alleged by the complianant. Thus, less amount quoted by M/s Velko Infra tech Projects Private Limited, Vijayawada of Rs.67,00,345.00 could not be saved to exchequer.

From this, it is evident that the Superintending Engineer, Rural Water Supply & Sanitation Department, Ongole has shown gross negligence, lack of supervision, integrity, devotion to duty, conduct unbecoming of a Government Servant and thereby violated Rule (3) of APCS (CC&A) Rules, 1964.

Hence the charge

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ANNEXURE – III

LIST OF THE DOCUMENTS BY WHICH THE ARTICLES OF CHARGE FRAMED AGAINST SRI SK.MARDAN ALI, SUPERINTENDING ENGINEER, RWS&S, ONGOLE OF PRAKASAM DISTRICT ARE PROPOSED TO BE SUSTAINED

1. Govt.Memo.No.1908917/Vig.VI/2022, Dt.27.06.2023 of the PR&RD (Vig.VI) Department.

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SECTION OFFICER

ANNEXURE - IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SRI SK.MARDAN ALI, SUPERINTENDING ENGINEER, RWS&S, ONGOLE OF PRAKASAM DISTRICT ARE PROPOSED TO BE SUSTAINED

- NIL –

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